

## BUTTE COUNTY AIR QUALITY MANGEMENT DISTRICT

### **RULE 404 – EXEMPTION TO RULE 403**

*(Adopted August 5, 1985; Amended September 18, 1990; Amended November 9, 1993; Recodified and Amended April 26, 2001)*

- 1 EXEMPTION TO RULE 403:** The exemptions contained in this Rule shall not apply to any new stationary source or modification as defined in Rule 430, New Source Review (NSR), Section D, which would emit any pollutants in excess of the quantities stated in Rule 430 Section E. The exemptions set forth also do not supersede the provisions of Rule 1101, Title V-Federal Operating Permits. An Authority to Construct and Permit to Operate shall not be required for:
  - 1.1** Vehicles as defined by the Vehicle Code of the State of California, but not including any article, machine, equipment or other contrivance mounted on such vehicle that would otherwise require a permit under the provisions of these Rules and Regulations.
  - 1.2** Vehicles used to transport passengers or freight.
  - 1.3** Equipment utilized exclusively in connection with any structure which is designed for and used exclusively as a dwelling for not more than two (2) families, including incinerators used exclusively in connection with such a structure.
  - 1.4** Comfort air conditioning or comfort ventilating systems which are not designed to remove air contaminants generated by or released from specific units or equipment.
  - 1.5** Refrigeration units, except those used as, or in conjunction with, air pollution control equipment.
  - 1.6** Equipment used exclusively for steam cleaning.
  - 1.7** Water cooling towers and water cooling ponds not used for evaporative cooling of process water or not used for evaporative cooling of water from barometric jets or from barometric condensers.
  - 1.8** Steam generators, water boilers or water heaters fired exclusively by natural gas, liquefied petroleum gas or a combination thereof, having a maximum fuel input heating value of less than one million (1,000,000) British Thermal Units (BTU) per hour or thirty (30) horsepower.
  - 1.9** Space heaters.
  - 1.10** Equipment used in eating establishments for the purpose of preparing food for human consumption.

- 1.11** Self-propelled mobile construction equipment other than pavement burners.
- 1.12** Any equipment used in agricultural operations in the growing of crops or the raising of fowl or animals that are exempt from DISTRICT permit requirements pursuant to the applicable provisions of the California Health and Safety Code.
- 1.13** Other sources of minor significance specified by the Air Pollution Control Officer.